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PATENT, TRADEMARK AND COPYRIGHT PRACTICE  
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## FACSIMILE TRANSMISSION

DATE: November 2, 2006  
TO: EXAMINER ALVIN STEWART  
FACSIMILE NO.: 571-273-8300  
FROM: John G. Posa  
PAGES TRANSMITTED (INCLUDING COVER SHEET): 8  
ORIGINAL DOCUMENTS WILL \_\_\_\_ / WILL NOT XX FOLLOW BY MAIL  
RE: SN 10/767,194

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PTO/SB/07 (09-08)

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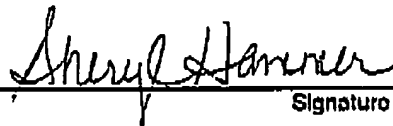
Application No. (if known): 10/767,194

Attorney Docket No.: BAF-16802/29

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on November 2, 2006  
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Amendment in Response to Non-Final Office Action  
Amendment Transmittal (1 page)

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<b>AMENDMENT TRANSMITTAL LETTER</b>				Docket No. BAF-16802/29	
Application No. 10/767,194-Conf. #5735		Filing Date January 29, 2004		Examiner A. J. Stewart	
				Art Unit 3738	

Applicant(s): Bret A. Ferree

Invention: IN SITU ARTIFICIAL DISC REPLACEMENTS AND OTHER PROSTHETIC COMPONENTS

**TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application.  
The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
<b>Total Claims</b>	18	- 21 =	0	x 25.00	0.00
<b>Independent Claims</b>	2	- 3 =	0	x 100.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00

☐ Large Entity ☒ Small Entity

☒ No additional fee is required for this amendment.

☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge and credit Deposit Account No. 07-1180  
as described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Dated: November 2, 2006

John G. Posa  
Attorney/Agent Reg. No.: 37,424

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Docket No.: BAF-16802/29 (PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Brct A. Ferrec

Application No.: 10/767,194

Confirmation No.: 5735

Filed: January 29, 2004

Art Unit: 3738

For: In situ artificial disc replacements and other  
prosthetic components

Examiner: A. J. Stewart

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated August 2, 2006, please amend the above-identified  
U.S. patent application as follows:

GIFFORD, KRASS, GRCH, SPRINKLE, ANDERSON & CITKOWSKI, P.C. 2701 TROY CENTER DR., SUITE 330, P.O. BOX 7021 TROY, MICHIGAN 48067-7021 (248) 647-6000